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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 MICHAEL BENTON,

11 Plaintiff,

12 v.

13 EXECUTIVE HOTEL SEATTLE
14 LLC,

15 Defendant.

CASE NO. C20-1504JLR

ORDER

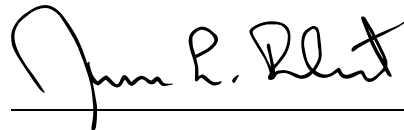
16 This matter comes before the court on Defendant Executive Hotel Seattle LLC's
17 ("Executive") motion to dismiss Plaintiff Michael Benton's original complaint. (MTD
18 (Dkt. # 11).) Executive filed its motion on November 19, 2020. (*Id.* at 1.) On December
19 10, 2020, Mr. Benton filed an amended complaint. (Am. Compl. (Dkt. # 17).) The
20 parties seemingly concede that the first motion to dismiss is now moot, as neither party
21 submitted subsequent briefing. (*See generally* Dkt. (showing no response or reply filed).)

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1 Instead, Executive filed a second motion to dismiss this amended complaint, which is
2 currently pending. (2d MTD (Dkt. # 21).)

3 Accordingly, the court DENIES Executive's first motion to dismiss (Dkt. # 11) as
4 moot. Executive's second motion to dismiss (Dkt. # 21) remains pending.

5 Dated this 28th day of December, 2020.

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8 JAMES L. ROBART
9 United States District Judge
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